

whether the BLM followed proper administrative procedures in reaching the decision, or any other factor not directly related to the suitability of the land for a church facility.

Any adverse comments will be reviewed by the State Director. In the absence of any adverse comments, the classification of the land described in this Notice will become effective 60 days from the date of publication in the Federal Register. The lands will not be offered for lease/conveyance until after the classification becomes effective.

Dated: August 31, 1995.

District Manager,

Las Vegas, NV.

FR Doc. 95-23505 Filed 9-21-95; 8:45 am]

BILLING CODE 3130-HC-P

## Fish and Wildlife Service

### Endangered and Threatened Species Permit Applications

**AGENCY:** Fish and Wildlife, Interior.

**ACTION:** Notice of receipt of applications.

The following applicants have applied for a permit to conduct certain activities with endangered species. This notice is provided pursuant to section 10(c) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531, *et seq.*).

Permit No. PRT-803610

Applicant: Museum of Vertebrate Zoology, Berkeley, California. The applicant requests a permit to capture and remove from the wild individual Morro Bay kangaroo rats (*Dipodomys heermanni morroensis*) throughout the species' range, excluding the Bayview "Morro-Palisades" property, in San Luis Obispo County, California for captive propagation and then reintroduce captive-bred individuals back into the species' historic range, where authorization has been obtained, to enhance the propagation and survival of the species.

Permit No. PRT-804887

Applicant: Brian Tsukimura, Fresno, California. The applicant requests a permit to take (collect) the vernal pool tadpole shrimp (*Lepidurus packardii*) in Merced, Fresno, and Tulare Counties, California for reproductive studies for the purpose of enhancing the survival of the species.

Permit No. PRT-804204

Applicant: Jill Dye, San Diego, California. The applicant requests a permit to take (survey and mark nests) the California least tern (*Sterna antillarum brownii*) and western snowy

plover (*Charadrius alexandrinus*) for population studies in south San Diego Bay, California for the purpose of enhancing the survival of the species.

Permit No. PRT-806679

Applicant: Maria Ellis, Fall River Mills, California. The applicant requests a permit to take (capture, weigh, mark, and release) the Shasta crayfish (*Pacifastacus fortis*) to conduct presence/absence surveys and population studies throughout the range of the species in Shasta County, California for the purpose of enhancing the survival of the species.

Permit No. PRT-806723

Applicant: Enterprise Advisory Services, Inc., Oak Ridge, Tennessee. The applicant requests a permit to take (capture, mark, measure, radio-collar, ear-tag, collect biological samples, vaccinate for rabies, and relocate) the San Joaquin kit fox (*Vulpes macrotis mutica*), take (capture, mark, measure, and release) the blunt-nosed leopard lizard (*Gambelia silus*), giant kangaroo rat (*Dipodomys ingens*), and Tipton kangaroo rat (*Dipodomys nitratoideus nitratoideus*), and take (collect, preserve, and mount voucher specimens) the California jewelflower (*Caulantus californicus*), Kern mallow (*Eremalche kernensis*), San Joaquin woolly-threads (*Lembertia congdonii*), and Hoover's woolly-star (*Eriastrum hooveri*) on the Elk Hills Naval Petroleum Reserve, and Buena Vista Petroleum Reserve in Kern and San Luis Obispo Counties, and adjacent areas that are within the following townships and ranges of the Mt. Diablo base meridian T29S to T32S; R22E to R25E, in California for the purpose of enhancing the survival of these species.

**DATES:** Written comments on the permit applications must be received on or before October 23, 1995.

**ADDRESSES:** Written data or comments should be submitted to the Chief, Division of Consultation and Conservation Planning, Ecological Services, U.S. Fish and Wildlife Service, 911 N.E. 11th Avenue, Portland, Oregon 97232-4181. Please refer to the respective permit number for each application when submitting comments. All comments, including names and addresses, received will become part of the official administrative record and may be made available to the public.

**FOR FURTHER INFORMATION CONTACT:** Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any

party who submits a written request for a copy of such documents, within 30 days of the date of publication of this notice, to the following office: U.S. Fish and Wildlife Service, Ecological Services, Division of Consultation and Conservation Planning, 911 N.E. 11th Avenue, Portland, Oregon 97232-4181. Telephone: 503-231-2063; FAX: 503-231-6243. Please refer to the respective permit number for each application when requesting copies of documents.

Dated: September 15, 1995.

Thomas Dwyer,

Deputy Regional Director, Region 1, Portland, Oregon.

[FR Doc. 95-23563 Filed 9-21-95; 8:45 am]

BILLING CODE 4310-55-P

## INTERSTATE COMMERCE COMMISSION

[Finance Docket No. 32723]

**Southern Pacific Transportation Company, The Denver and Rio Grande Western Railroad Company, St. Louis Southwestern Railway Company, and SPCSL Corp.—Construction and Operation Exemption—Stratford, TX**

**AGENCY:** Interstate Commerce Commission.

**ACTION:** Notice of exemption.

**SUMMARY:** Under 49 U.S.C. 10505, the Commission exempts from the prior approval requirements of 49 U.S.C. 10901 the construction and operation of a line of railroad by Southern Pacific Transportation Company, The Denver and Rio Grande Western Railroad Company, St. Louis Southwestern Railway Company, and SPCSL Corp. (collectively, SP). The proposed 1,222-foot line will connect the track of The Atchison, Topeka and Santa Fe Railway Company (Santa Fe) and the track of SP at the Santa Fe/SP intersection at Stratford, TX. By decision served August 9, 1995 (published August 9, 1995, at 60 FR 40602), the Commission conditionally exempted the construction and operation of the line, subject to completion of environmental review and a further decision. The environmental analysis has now been completed.

**DATES:** This exemption is effective on September 15, 1995, subject to the condition that SP comply with certain mitigation measures adopted in the decision. Petitions to reopen must be filed by October 12, 1995.

**ADDRESSES:** Send pleadings referring to Finance Docket No. 32723 to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201

Constitution Avenue, N.W., Washington, D.C. 20423; and (2) Petitioner's representative: Paul A. Cunningham, Harkins Cunningham, 1300 19th Street, NW., Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** Beryl Gordon, (202) 927-5610. [TDD for the hearing impaired: (202) 927-5721.]

**SUPPLEMENTARY INFORMATION:**

Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue NW., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359.

Decided: September 15, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioners Simmons and McDonald.

Vernon A. Williams,  
Secretary.

[FR Doc. 95-23495 Filed 9-21-95; 8:45 am]

BILLING CODE 7035-01-P

**[Finance Docket No. 32704]**

**East Cooper & Berkeley Railroad—Construction and Operation of a Rail Line—Berkeley County, South Carolina**

The East Cooper and Berkeley Railroad (ECBR) has petitioned the Interstate Commerce Commission (Commission) for authority to construct and operate a 1.7-mile extension of ECBR's existing rail line in Berkeley County, South Carolina. The proposed rail line extension is part of a large economic incentive program offered jointly by state and local governments to NUCOR Corporation in connection with its proposed electric arc steel mill and associated industries. The ECBR rail line extension would carry materials for the construction of the steel mill and then, upon completion of the mill, move raw materials in (mainly scrap) and finished steel products out. The Commission's Section of Environmental Analysis (SEA) has prepared an Environmental Assessment (EA) for this project. Based on the information provided and the environmental analysis conducted to date, this EA concludes that this proposal should not significantly affect the quality of the human environment if the recommended mitigation measures set forth in the EA are implemented. Accordingly, SEA preliminarily recommends that the Commission impose on any decision approving the proposed construction and operation conditions requiring ECBR to

implement the mitigation contained in the EA.

The EA will be served on all parties of record as well as all appropriate Federal, state and local officials and will be made available to the public upon request. SEA will consider all comments received in response to the EA in making final environmental recommendations to the Commission. The Commission will then consider SEA's final recommendations and the environmental record in making its final decision in this proceeding.

Comments (an original and 10 copies) and any questions regarding this Environmental Assessment should be filed with the Commission's Section of Environmental Analysis, Office of Economic and Environmental Analysis, Room 3219, Interstate Commerce Commission, Washington, D.C. 20423, to the attention of Dana White (202) 927-6214. Requests for copies of the EA should also be directed to Ms. White.

*Date made available to the public:* September 22, 1995.

*Comment due date:* October 23, 1995.

By the Commission, Elaine K. Kaiser, Chief, Section of Environmental Analysis, Office of Economic and Environmental Analysis.

Vernon A. Williams,  
Secretary.

[FR Doc. 95-23584 Filed 9-21-95; 8:45 am]

BILLING CODE 7035-01-P

**[Docket No. AB-57 (Sub-No. 41X)]**

**Soo Line Railroad Company—Abandonment Exemption—in Benson County, ND**

Soo Line Railroad Company (Soo) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon approximately 5.5 miles of its "Harlow to Baker Trackage" between milepost 474.35±, near Harlow, and milepost 479.54±, near Baker, in Benson County, ND.

Soo has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) all overhead traffic has been rerouted over other lines; (3) no formal complaint filed by a user of rail service on the line (or by a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Commission or with any U.S. District Court or has been decided in favor of the complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR

1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to use of this exemption, any employee affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10505(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on October 22, 1995, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>1</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>2</sup> and trail use/rail banking requests under 49 CFR 1152.29<sup>3</sup> must be filed by October 2, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by October 12, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any pleading filed with the Commission should be sent to applicant's representative: Larry D. Starns, 1000 Soo Line Building, 105 South 5th St., Minneapolis, MN 55402.

If the notice of exemption contains false or misleading information, the exemption is void *ab initio*.

Soo has filed an environmental report which addresses the effects of the abandonment, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by September 27, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be

<sup>1</sup> A stay will be issued routinely by the Commission in those proceedings where an informed decision on environmental issues (whether raised by a party or by the Commission's Section of Environmental Analysis in its independent investigation) cannot be made prior to the effective date of the notice of exemption. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any entity seeking a stay involving environmental concerns is encouraged to file its request as soon as possible to permit the Commission to review and act on the request prior to the effective date of this exemption.

<sup>2</sup> See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

<sup>3</sup> The Commission will accept a late-filed trail use request as long as it retains jurisdiction to do so.